IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.1190 OF 2004
IN
INCOME TAX APPEAL (L) No.382 of 2004
IN
INCOME TAX APPEAL NO. OF 2004

The Commissioner of Income Tax.. Applicant
Mumbai City V.
vs

M/s Om Construction Pvt.Ltd .. Respondent

Mr.R.G.Bhatt for Applicant

Mr.P.K.Farida for Respondent.

CORAM : DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ

DATE : 5th June, 2007

P.C.

1. In view of withdrawal of the appeal, notice of

motion has become infructuous.

(V.C.Daga, J) (Dr.S.Radhakrishnan, J)

1. Heard learned counsel for the applicant. Learned counsel for the applicant seeks leave to withdraw the above appeal as the tax liability involved in the above is less than Rs.4,00,000/-. The appeal is allowed to be withdrawn and dismissed as such.

2. Permissible court fees be refunded to the applicant as per rules.

(V.C.Daga, J) (Dr.S.Radhakrishnan, J)